

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
DECEMBER 20, 1972

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, December 20, 1972, in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - HUGHES, KATNICH,
PINKERTON, SCHAFFER
and EHRHARDT (Mayor)

Absent: Councilmen - None

Also present: Assistant City Manager Peterson, City Attorney Mullen, Planning Director Schroeder and Public Works Director Jones.

INVOCATION

The invocation was given by Mayor Ehrhardt

PLEDGE

Mayor Ehrhardt led the Pledge of Allegiance to the flag.

MINUTES

On motion of Councilman Pinkerton, Katnich second, the Minutes of December 6, 1972, were approved as written and mailed.

PRESENTATION

AWARD -
WSWPCP

Mayor Ehrhardt presented Public Works Director Shelley Jones with a plaque received from the Northern San Joaquin Section of the California Water Pollution Control naming the White Slough Water Pollution Plant as "Plant of the Year" for 1972.

PUBLIC HEARINGS

ANNEX MOORE
ADDITION

ORD. NO. 992
INTRODUCED

Notice thereof having been published in accordance with law and affidavits of publication and mailing being on file in the office of the City Clerk, Mayor Ehrhardt called for the public hearing on the proposed annexation of the Moore Addition. There was no one in the audience who wished to speak for or against the annexation and no communications concerning the matter. The public portion of the hearing was closed. On motion of Councilman Schaffer, Katnich second, the City Council by unanimous vote introduced Ordinance No. 992 annexing the Moore Addition to the City of Lodi.

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of December 18, 1972:

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AMEND
ZONING ORD.

The Planning Commission recommended that the City Council amend the sign requirements in the Zoning Ordinance to provide the following:

- a. Section 27-13(h)(ii). One identification sign for apartments and institutional use, but not exceeding forty-eight square feet.
- b. Section 27-13(h)(v). Signs may not exceed one square foot of sign area for each five lineal feet of street frontage, with a maximum size not to exceed two-hundred square feet which identifies office uses in the Commercial-Professional District. For office uses located on corner parcels, seventy-five percent (75%) of the total street frontage shall be used in calculating maximum area of signs.

On motion of Councilman Katnich, Schaffer second, the above matter was set for public hearing on January 3, 1973.

ACTIONS OF
INTEREST

The Planning Commission also took the following actions of interest to the City Council:

1. Denied the request of Mr. Lindsay Marshall on behalf of Grand Auto, Inc. to amend the Permitted Use List in the C-1, Neighborhood-Commercial District to allow enclosed, automobile car washes in conjunction with automobile service stations after securing a Use Permit.
2. Accepted the Environmental Impact Reports for The Valley, El Portal, and The Vineyard Subdivisions which are located on the east side of South Hutchins Street north of Harney Lane and determined that these projects had no significant environmental impact.
3. Called a Special Session for 7:30 p.m., Tuesday, January 2, 1973, to consider recommending the rezoning of the area bounded by Kettleman Lane, the U.S. 50-99 Freeway, Century Boulevard and the Southern Pacific Railroad right-of-way.

COMMUNICATIONS

SAFETY -
CHEROKEE
LANE

The City Clerk presented a letter received from the Garfield-Lincoln Parents Club Governing Board expressing appreciation for the Council's prompt action in installing a crosswalk at the corner of Hale Road and Cherokee Lane. The letter also requested that a pedestrian-activated signal light be installed on Cherokee Lane in this area. Councilman Hughes asked if the study concerning safety warrants for crosswalks on Cherokee Lane had been completed. Councilman Schaffer said he believed the Council had authorized the staff to study the over-all situation in the area east of Cherokee Lane.

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Mr. Jones told the Council the staff was presently involved in two other studies. Councilman Hughes then suggested a study of the Cherokee Lane area should take priority over the two studies mentioned by the Public Works Director and asked Mr. Jones to consider this in scheduling the studies.

PUC -
PHONE RATES

A notice of public hearing before the State Public Utilities Commission was received in the matter of the application of Continental Telephone Company of California for authority to establish extended area service between the Clements exchange of Applicant and the Lodi Exchange of the Pacific Telephone and Telegraph Company and to withdraw message toll telephone service rates now in effect between said exchanges.

E.E. WISNER #1
ADDITION
PETITION
RECEIVED

RES. NO. 3708

A petition was received signed by some of the owners of land proposed to be annexed to the City as the "E. E. Wisner Addition No. 1." Said annexation was approved by the Local Agency Formation Commission of San Joaquin County on October 20, 1972. On motion of Councilman Schaffer, Pinkerton second, the Council adopted Resolution No. 3708 declaring the Council's intent to annex the "E. E. Wisner Addition No. 1" and setting the public hearing thereon for February 7, 1973.

E.E. WISNER #2
ADDITION
PETITION
RECEIVED

RES. NO. 3709

A petition was received signed by some of the owners of land proposed to be annexed to the City as the "E. E. Wisner Addition No. 2." Said annexation was approved by the Local Agency Formation Commission of San Joaquin County on November 10, 1972. On motion of Councilman Katnich, Pinkerton second, the Council adopted Resolution No. 3709 declaring the Council's intent to annex the "E. E. Wisner Addition No. 2" and setting the public hearing thereon for February 7, 1973.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$394,024.93 were approved on motion of Councilman Katnich, Pinkerton second.

PURCHASE
OF LIBRARY
SITE

City Attorney Mullen presented an agreement between Stanley D. and Cleo B. Kirst and the City of Lodi for purchase of the St. Peter's Lutheran School property by the City for the future library site. On motion of Councilman Katnich, Hughes second, the Council authorized the Mayor to sign the agreement for purchase of the property and authorized the City Clerk to accept the deed on behalf of the City. The motion carried with Councilman Schaffer voting no.

The Council then discussed the Tokay High School (East Campus) property as a possible site for the proposed library. The City Attorney suggested the Council could authorize payment of one-half of the appraisal fee for an appraisal of the Tokay High School property as a first step in opening negotiations with

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the Lodi Unified School District Board of Trustees. After some discussion, Councilman Hughes moved the recommendation of the City Attorney be accepted and the Council authorize the City to offer to pay one half of the cost of an appraisal fee for the Tokay High School property appraisal. The motion was seconded by Councilman Schaffer and carried by the following roll call vote:

Ayes: Councilmen - Hughes, Schaffer and Ehrhardt

Noes: Councilmen - Katnich and Pinkerton

RIVER OAKS
SUBDIVISION
APPROVED

All requirements of the City having been met, Assistant City Manager Peterson presented the River Oaks Subdivision for Council approval. On motion of Councilman Pinkerton, Schaffer second, the Council approved the final map, improvement plans and security and directed the City Manager to sign the agreements on behalf of the City.

CREEKSIDE
SOUTH
DEVELOPMENT
APPROVED

Mr. Peterson then presented the Creekside South Development improvement plans and improvement security for Council approval. On motion of Councilman Katnich, Pinkerton second, the Council approved the improvement plans and security and authorized the City Manager to sign the Development Agreement and the Electrical Agreement on behalf of the City and directed the City Clerk to accept the offer of dedication of streets and easement on behalf of the City.

PLANS & SPECS -
SCARBOROUGH DR.
STORM DRAIN

On motion of Councilman Hughes, Pinkerton second, the City Council approved the plans and specifications for Scarborough Drive Storm Drain, Wimbleton Drive to 460 feet south of Century Boulevard, and authorized advertising for bids thereon.

PLANS & SPECS -
CENTURY BLVD.

On motion of Councilman Schaffer, Pinkerton second, the Council approved the plans and specifications for Century Boulevard Sanitary Sewer and Storm Drain and authorized advertising for bids thereon.

ACCEPT ROYAL
CREST #2

RES. NO. 3710

The Assistant City Manager reported that subdivision improvements in the Royal Crest Unit #2 Subdivision, Tract No. 791, had been completed in accordance with plans and specifications, and it was now in order to accept the streets therein for inclusion in the City street system. On motion of Councilman Pinkerton, Katnich second, the Council adopted Resolution No. 3710 accepting the streets in Royal Crest Unit #2 Subdivision as public streets. Councilman Schaffer abstained from the vote because of a possible conflict of interest.

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S. HUTCHINS ST.
FENCE

Mr. Peterson reported that specifications for the fencing along South Hutchins Street on the east side of the street had called for split redwood grape stakes. He said the developers had reported they were unable to obtain a supply of redwood grape stakes. After consultation with Mr. Arlie Preszler, the City staff had approved the substitution of 2" x 2" resawed stakes of Douglas Fir or similar material and requested Council approval of this action. On motion of Councilman Katnich, Schaffer second, the Council acknowledged and approved the above change.

AB 889

Planning Director Schroeder discussed Assembly Bill 889 recently passed by the Legislature. He said the bill amends the California Environmental Quality Act of 1970 and clarifies certain questions. He recommended the Council continue to require Environmental Impact Reports. On motion of Councilman Katnich, Hughes second, the Council authorized continuing its policy of requiring Environmental Impact Reports as previously established.

MILLS AVE.
IMPROVEMENTS

Mr. Peterson said there had apparently been some misunderstanding as to the Council's intent with respect to the improvements to be made on the west side of Mills Avenue between Colette and Elm Streets. He asked the Council to reaffirm its direction to the staff on this matter.

After some discussion, Councilman Katnich recommended that a walkway be oiled along the west side of Mills Avenue between Colette and Elm Streets. He said it might be necessary to remove one row of grape vines to accomplish this, but it was not his intent to do anything more than provide a safe walkway for the school children. He then moved the City staff be directed to send a letter and a drawing to the Lodi Unified School District Board setting forth the Council's recommendation as stated in his recommendation above and requesting a response in writing from the School Board. The motion was seconded by Councilman Pinkerton and carried by unanimous vote.

AUTHORIZE
PURCHASE OF
CARS FROM
STATE
RES. NO. 3711

On motion of Councilman Katnich, Pinkerton second, the Council adopted Resolution No. 3711 authorizing the purchase of six California Highway Patrol Class A, Special Service Vehicles from the Department of General Services of the State of California.

REMODEL
SECOND FLOOR -
CITY HALL
APPROVED

Assistant City Manager Peterson submitted a sketch prepared by Arlie Preszler, architect, concerning the remodeling of the second floor of City Hall. It was then moved by Councilman Schaffer, Pinkerton second, that the Council authorize Architect Arlie Preszler to proceed with the preparation of plans and specifications for the remodeling of the east portion of the second floor of City Hall. This project will also include the revamping of the electrical system in the building, the revamping of the air conditioning and

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heating system as presented in Option #4 of the proposal submitted by Mr. Preszler, and the construction of a fire escape on the north side of the building in accordance with the preliminary designs by the architect. The Council requested a formal agreement be prepared for Council approval.

ORDINANCES

AMEND. TO
SUBDIVISION
ORDINANCE

ORD. NO. 991
ADOPTED

ORDINANCE NO. 991, entitled, "AN ORDINANCE AMENDING SECTION 22-5 (b) OF THE CODE OF THE CITY OF LODI AND THEREBY ADDING REQUIRED INFORMATION ON TENTATIVE MAPS," having been introduced at a regular meeting on December 6, 1972, was brought up for passage on motion of Councilman Schaffer, Hughes second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - HUGHES, KATNICH,
PINKERTON, SCHAFFER
and EHRHARDT

Noes: Councilmen - None

Absent: Councilmen - None

EXECUTIVE
SESSION

At approximately 10:15 p.m. the Council adjourned to an executive session to discuss personnel matters.

ADJOURNMENT

The Council reconvened at 10:55 p.m. and there being no further business, the meeting adjourned on motion of Councilman Pinkerton, Schaffer second.

Attest: BESSIE L. BENNETT
City Clerk